

AMENDMENTS TO THE DRAWINGS

The attached sheets of drawings include changes to FIG. 1 and FIG. 2. These sheets, which include FIG. 1 and FIG. 2, replace the original sheets including FIG. 1 and FIG. 2.

In particular, the drawings are amended to change the reference character for the remote client from 170 to 175, since the reference character of the DC Plant is 170. Further, the label for items 130 and 210 are changed from "ENGINE" to "GENERATOR."

Attachment: Replacement Sheets

REMARKS**1. Present Status of Patent Application**

In response to the Office Action dated June 9, 2005, Applicant respectfully requests reconsideration based on the following amendments and remarks. Applicant respectfully submits that the claims as presented are in condition for allowance.

2. Allowable Subject Matter

Applicant appreciates the Examiner's indication that claims 2-3, 5-6, 9, 19, and 28 would be allowable if rewritten in independent form including all the limitations of the base claims and any intervening claims. In that it is believed that every rejection has been overcome, it is respectfully submitted that each of the claims that remains in the case is presently in condition for allowance.

3. Examiner Interview

Applicant first wishes to express his sincere appreciation for the time that Examiners Pretlow and Michael Nghiem spent with Applicant's Attorney, Charles Griggers, during a telephone discussion on August 18, 2005 regarding the outstanding Office Action. Applicant believes that certain important issues were identified during the telephone discussion. In particular, Applicant's Attorney stated that the claims, as presented in this response, are believed to be allowable and an expedited examination would be appreciated. Examiner Pretlow indicated a new search would still have to be performed, but that he would take this in consideration in performing the additional examination. Thus, Applicant respectfully requests that Examiner Pretlow carefully consider this response and the amendments.

4. Rejection of Claims 10-18 Under 35 U.S.C. § 102(b)

Claims 10-18 have been rejected under 35 U.S.C. § 102(b) as being anticipated by *Paul* (U.S. Patent 5,332,927). For a proper rejection of a claim under 35 U.S.C. § 102, the cited reference must disclose all elements/features/steps of the claim. See, e.g., *E.I. du Pont de Nemours & Co. v. Phillips Petroleum Co.*, 849 F.2d 1430, 7 U.S.P.Q.2d 1129 (Fed. Cir. 1988).

In the outstanding office action, claim 19 was indicated to be allowable if rewritten in independent form. Therefore, in the present response, claim 19 has been rewritten in independent form by adding the features of independent claim 10, which has been canceled in the present response. Further, claims 11-18 now depend from claim 19. Accordingly, claims 10-18 should be allowed.

Please note that claim 10 is canceled without prejudice, waiver, or disclaimer. Applicant takes this action merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicant reserves the right to pursue the subject matter of this canceled claim in a continuing application, if Applicant so chooses, and does not intend to dedicate any of the canceled subject matter to the public.

5. Rejection of Claims 1, 8, 20, 21, 26, 27, 29, 30, and 35 Under 35 U.S.C. § 102(e)

Claims 1, 8, 20, 21, 26, 27, 29, 30, and 35 have been rejected under 35 U.S.C. § 102(e) as being anticipated by *Stefan* (U.S. Patent Publication 2005/0071093). For a proper rejection of a claim under 35 U.S.C. § 102, the cited reference must disclose all elements/features/steps of the claim. *See, e.g., E.I. du Pont de Nemours & Co. v. Phillips Petroleum Co.*, 849 F.2d 1430, 7 U.S.P.Q.2d 1129 (Fed. Cir. 1988).

In the outstanding office action, claim 28 was indicated to be allowable if rewritten in independent form. Therefore, in the present response, claim 28 has been rewritten in independent form by adding the features of independent claim 20, which has been canceled in the present response. Further, claims 21, 26, and 27 now depend from claim 28. Accordingly, claims 21, 26, 27, and 28 are allowable.

Please note that claims 1, 8, and 20 are canceled without prejudice, waiver, or disclaimer. Applicant takes this action merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicant reserves the right to pursue the subject matter of these canceled claims in a continuing application, if Applicant so chooses, and does not intend to dedicate any of the canceled subject matter to the public.

In addition, claim 29 has been amended to include additional features that are not suggested or taught by the cited art, such as the step of "simulating a power failure at a site

associated with the DC plant." Accordingly, claim 29 and claims 30 and 35 (which depend from claim 29) are allowable.

6. Rejection of Claims 4, 7, 22-25 and 31-35 Under 35 U.S.C. § 103(a)

Claims 4, 7, 22-25 and 31-35 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over *Stefan* in view of *Paul*. For a proper rejection of a claim under 35 U.S.C. § 103, the combination of references must suggest or teach all elements/features/steps of the claim.

In the outstanding office action, claim 2 was indicated to be allowable if rewritten in independent form. Therefore, in the present response, claim 2 has been rewritten in independent form by adding the features of independent claim 1, which has been canceled in the present response. Further, claim 7 now depends from claim 2. Accordingly, claim 7 is allowable.

In the outstanding office action, claim 28 was indicated to be allowable if rewritten in independent form. Therefore, in the present response, claim 28 has been rewritten in independent form by adding the features of independent claim 20, which has been canceled in the present response. Further, claims 22-25 now depend from claim 28. Accordingly, claims 22-25 are allowable.

In addition, claim 29 has been amended to include additional features that are not suggested or taught by the cited art. Accordingly, claim 29 and claims 31-35 (which depend from claim 29) are allowable.

Also please note that claims 1 and 4 are canceled without prejudice, waiver, or disclaimer. Applicant takes this action merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicant reserves the right to pursue the subject matter of these canceled claims in a continuing application, if Applicant so chooses, and does not intend to dedicate any of the canceled subject matter to the public.

CONCLUSION

Any other statements in the Office Action that are not explicitly addressed herein are not intended to be admitted. In addition, any and all findings of inherency are traversed as not having been shown to be necessarily present. Furthermore, any and all findings of well-known art and official notice, or statements interpreted similarly, should not be considered well known, since the Office Action does not include specific factual findings predicated on sound technical and scientific reasoning to support such conclusions.

In light of the foregoing amendments and for at least the reasons set forth above, Applicant respectfully submits that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the pending claims are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned agent at (770) 933-9500.

Respectfully submitted,



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